

I.R.C.P. 47.u. Declaration of Mistrial - Sanctions.

Idaho Rules of Civil Procedure Rule 47(u). Declaration of Mistrial - Sanctions.

After trial is commenced, at any time proper to the rendering of a verdict, the court on its own motion or upon motion of any party may declare a mistrial if it determines an occurrence at trial has prevented a fair trial. If the court determines that a mistrial was caused by the deliberate misconduct of a party or attorney, the court may require the adverse party or the attorney, or both, to pay the reasonable expenses including attorney fees incurred by the opposing party or parties resulting from such misconduct.

(Adopted February 10, 1993, effective July 1, 1993; amended, Effective July 1, 2000; amended May 4, 2001, effective July 1, 2001).

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